

REMARKS

Claims 12-23 are currently pending in the present application. No claim amendments are being made at this time. Claims 12-23 stand rejected. The sole rejection in the Office Action is addressed below.

Rejection under 35 U.S.C. § 102(e)

Claims 12-16, and 20-23 stand rejected as being anticipated by U.S. Patent 5,308,599 to Anseth ("Anseth"). The Examiner maintains Anseth teaches the claimed invention of claims 12-16 and 20-23. In order to remove Anseth from consideration by the Examiner, Applicant has submitted a Declaration under 37 C.F.R. 1.132 signed by all inventors establishing that the claimed invention was not invented by another. Applicant requests that the rejection be removed since the material disclosed in Anseth was not invented by another and, therefore, Anseth is not prior art under § 102(e) to the present application.

Applicant would like to thank the Examiner for his/her time and consideration of this case. If a telephone conversation would help clarify any issues, or help expedite prosecution of, this case, Applicant invites the Examiner to contact the undersigned at (617) 248-5222. Additionally, please charge any fees that may be required or credit any overpayment to our Deposit Account 03-1721.

Respectfully Submitted,
CHOATE, HALL & STEWART LLP

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